



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF MANAGEMENT

Privacy, Information and Records Management Services

June 3, 2013

Mr. Jason Smathers
185 Beacon Street, #3
Somerville, MA 02143

RE: FOIA Request No. 11-00365-F

Dear Mr. Smathers,

This is the Department's final response to your November 15, 2010 request for information under the Freedom of Information Act (FOIA), 5 U.S.C. § 552. You requested that a copy of the following documents or documents containing the following information be provided to you:

All emails and corresponding attachments set (to:, CC: or bcc:) or from Arne Duncan (or any person who communicates on his behalf) where the email contains any of the following keywords in the subject or body: "just between us" "breach" "big trouble" "too late" "stupid" "bad company" "perception issue" "the real objective" "very slippery slope" or "true disaster". Limit responsive emails to those sent between 01/20/2009 and the date this request is processed.

This letter is to inform you that the Department was unable to locate any documents that are responsive to your request.

You have the right to appeal this decision by writing to the address below, within 35 days from the date of this letter. Your appeal should be accompanied by a copy of your initial letter of request, this denial letter, and any evidence or argument you wish the Department to consider in making an administrative determination on your appeal.

Appeal Address:

U.S. Department of Education
Assistant Secretary for Management
Office of Management
400 Maryland Avenue, SW, LBJ, 2W216
ATTN: FOIA Appeals Office
Washington, DC 20202-4500

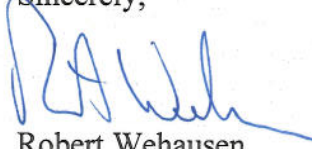
Or, you may complete the online FOIA appeal form, located at:
http://www.ed.gov/policy/gen/leg/foia/foia_appeal_form_1.html.

400 MARYLAND AVE., S.W., WASHINGTON, DC 20202-4500
www.ed.gov

Our mission is to ensure equal access to education and to promote educational excellence throughout the Nation.

If you have any questions, please contact the FOIA Requester Services Center at 202-401-8365 or EDFOIAManager@ed.gov.

Sincerely,



Robert Wehausen
FOIA Public Liaison
FOIA Service Center

DEPARTMENT OF EDUCATION
WASHINGTON, D.C. 20202 -4536

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ANK

Mr. Jason Smathers

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ATTEMPTED - NOT KNOWN
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